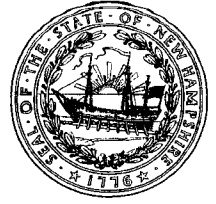




The State of New Hampshire
Department of Environmental Services



Michael P. Nolin
Commissioner

**LETTER OF DEFICIENCY
WET 2006-074**

July 26, 2006

Ronald & Lori Smith
3 Ayers Cove Drive
Barrington, NH 03825

RE: Wetlands Bureau File #2006-1435, Smith, 3 Ayers Cove Drive, Barrington Tax Map 206 / Lot 6.

Dear Ronald & Lori Smith:

As you are aware, on July 11, 2006, personnel from the Department of Environmental Services ("DES") conducted an inspection along with your agent, Round Pond Soil Survey, for the above referenced property, more specifically referenced on the Town of Barrington Tax Map 206 as Lot 6 (the "Property"). The purpose of the inspection was to determine compliance with RSA 482-A, the New Hampshire Wetlands Law.

Based on the inspection, DES believes that there is sufficient evidence to indicate that there is potential wetland disturbance on the Property.

In response, DES requests that you take the following action:

- (1) Retain a wetland scientist to determine the extent of wetland disturbance on the Property.
- (2) If a wetland scientist determines that unauthorized wetland disturbance does not exist on the Property, then submit to DES no later than **September 26, 2006** the documentation that supports this determination.
- (3) If a wetland scientist determines that unauthorized wetland disturbance exists on the Property, then submit to DES a restoration plan no later than **September 26, 2006** for review and approval including:
 - a. A plan, showing the disturbance area, with dimensions for the restoration of unpermitted disturbance in wetlands, regrading the disturbed area to original contours, and applying a wetland seed;
 - c. Equipment methods;
 - b. Construction sequence and timetable for accomplishing remediation no later than **May 1, 2007**.

NHDES Wetlands File# 2006-1435

(4) Execute the restoration plan immediately upon receipt of the restoration plan approval from the DES Wetlands Bureau.

The above requested items may be submitted to the following address:

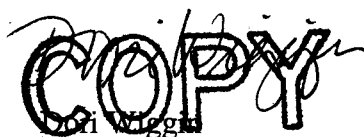
David Price, Compliance Investigator
NHDES Wetlands Bureau
Department of Environmental Services
50 International Drive
Suite 200
Portsmouth, NH 03801

RSA 482-A, the New Hampshire Wetlands Law were enacted to protect and preserve wetlands and surface waters from unregulated despoliation.

Failure to comply with RSA 482-A will result in enforcement by DES, including but not limited to the issuance of fines, administrative orders, or referral to the New Hampshire Office of the Attorney General for prosecution of civil or criminal penalties. If an order is issued to you, it may also be recorded with the Registry of Deeds as an encumbrance against your property. In addition, DES personnel may conduct another inspection at a later date to determine whether you have come into and are maintaining full compliance with the applicable statute and rules. Issuance of this letter shall not preclude further enforcement by DES.

Should you have any questions regarding this letter, or wish to arrange a meeting, please feel free to contact me at (603) 559-1514 or by e-mail at dprice@des.state.nh.us.

Sincerely,


Lori Wigglesworth
East Region Supervisor
DES Wetlands Bureau

DAW/dap

CERTIFIED MAIL 7002 2410 0001 6279 1406

cc: Rene Pelletier, Manager, Land Resources Management Program
Gretchen R. Hamel, Administrator, DES Legal Unit
Tracey Boisvert, DES Wetlands Compliance Supervisor
Barrington Conservation Commission
Barrington Planning Board
Barrington Board of Selectmen
David Allain, Round Pond Soil Survey
USACOE